

EXHIBIT A

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PENNSYLVANIA

GREGORY A. MIHALKO, and MARY
ANN S. MIHALKO, His Wife,

Plaintiffs,

v.

THE WALT DISNEY CO., and
DISNEY VACATION
DEVELOPMENT, INC.,

Defendants.

NOTICE

To the within-named
**The Walt Disney Co., & Disney
Vacation Development, Inc.:** you are
hereby notified to file a written response
to the enclosed **Complaint** within twenty
(20) days from service hereof or a default
judgement may be entered against you.

) CIVIL DIVISION

) No. GD-17-010946

) **COMPLAINT IN CIVIL ACTION**

) Code 003 – Against Property Owner

) Filed on behalf of Plaintiff,
) GREGORY A. MIHALKO and
) MARY ANN S. MIHALKO

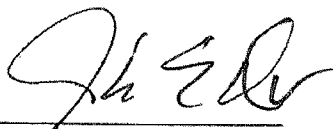
) Counsel of Record for this Party:

) John E. Quinn, Esquire
) Pa. ID No. 23268

) QUINN LOGUE LLC
) 200 First Avenue, Third Floor
) Pittsburgh, PA 15222
) (412) 765-3800

QUINN LOGUE

By:


John E. Quinn, Esquire
Counsel for Plaintiffs

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PENNSYLVANIA

GREGORY A. MIHALKO, and MARY	)	CIVIL DIVISION
ANN S. MIHALKO, His Wife,)	
	)	No. GD-17-010946
Plaintiffs,)	
)	
v.)	
)	
THE WALT DISNEY CO., and)	
DISNEY VACATION)	
DEVELOPMENT, INC.,)	
)	
Defendants.)	

NOTICE

You have been sued in Court. If you wish to defend against the claims set forth in the following pages, you must take action within twenty (20) days after this Complaint and Notice are served, by entering a written appearance personally or by the attorney and filing in writing with the Court your defenses or objections to the claims set forth against you. You are warned that if you fail to do so, the case may proceed without you and a judgment may be entered against you by the Court without further notice for any money claimed in the Complaint or for any other claim or relief requested by the Plaintiffs. You may lose money or property or other rights important to you.

~~YOU SHOULD TAKE THIS PAPER TO YOUR LAWYER AT ONCE. IF~~
YOU DO NOT HAVE A LAWYER GO TO OR TELEPHONE THE OFFICE SET
FOR BELOW. THIS OFFICE CAN PROVIDE YOU WITH INFORMATION
ABOUT HIRING A LAWYER.

IF YOU CANNOT AFFORD TO HIRE A LAWYER, THIS OFFICE MAY BE
ABLE TO PROVIDE YOU WITH INFORMATION ABOUT AGENCIES THAT
MAY OFFER LEGAL SERVICES TO ELIGIBLE PERSONS AT A REDUCED FEE
OR NO FEE.

Lawyer Referral Service
Allegheny County Bar Association
11th Floor, Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219
412-261-5555

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PENNSYLVANIA

GREGORY A. MIHALKO, and MARY	)	CIVIL DIVISION
ANN S. MIHALKO, His Wife,)	
	)	No. GD-17-010946
Plaintiffs,)	
)	
v.)	
)	
THE WALT DISNEY CO., and)	
DISNEY VACATION)	
DEVELOPMENT, INC.,)	
)	
Defendants.)	

COMPLAINT IN CIVIL ACTION

AND NOW, comes Plaintiffs Gregory A. Mihalko and Mary Ann S. Mihalko, by and through their attorneys John E. Quinn, Esquire and Quinn Logue, LLC, and file this Complaint in Civil Action, averring the following in support thereof:

1. Plaintiffs are Gregory Mihalko and Mary Ann S. Mihalko, husband and wife, adult individuals residing at 3 Briar Cliff Road, City of Pittsburgh, County of Allegheny,

State of Pennsylvania 15202.

2. Defendant The Walt Disney Co. (hereinafter "Walt Disney") is a Florida corporation with its principal place of business located at 1390 Celebration Boulevard, City of Celebration, State of Florida 34747.

3. At all times pertinent hereto, Defendant Walt Disney was acting by and through its duly authorized agents, servants and/or employees, who were then and there acting within the course of their employment and scope of their authority.

4. Defendant Disney Vacation Development, Inc. is a corporate subsidiary of Defendant Walt Disney with its principal place of business located at 1390 Celebration Boulevard, City of Celebration, State of Florida 34747.

5. At all times pertinent hereto Defendant Disney Vacation Development, Inc. was acting by and through its duly authorized agents, servants and/or employees, who were then and there acting within the course of their employment and scope of their authority.

6. On or about August 5, 2015, Walt Disney was the owner and in possession of a building located at 9250 Island Grover Terrace, City of Vero Beach, State of Florida 32963 and more commonly known as the Vero Beach Resort.

7. Based upon information and belief, Plaintiffs were business invitees at the aforesaid property.

8. On or about August 5, 2015, while on vacation, Plaintiff Gregory was a registered guest at the Vero Beach Resort and planned to stay in his guest room for the majority of the day, due to a mild sunburn.

9. On the aforementioned date, Plaintiffs' guest room sink became clogged or otherwise non-operational and Plaintiff Gregory promptly reported the issue to Vero Beach representatives.

10. In response to Plaintiff's request, a maintenance employee by the name of Tony was dispatched to Plaintiffs' room to repair the subject sink.

11. In the process of repairing the sink, the Disney maintenance staff used Arrow Adhesives PVC solvent cement to repair an associated pipe and/or fittings.

12. Following the aforesaid repair, Plaintiff Gregory was immediately and directly exposed to toxic fumes from the cement.

13. Directly after the toxic fumes entered the air, the HVAC system in Plaintiffs' room stopped working, thereby compounding Plaintiff Gregory's exposure to the fumes.

14. In response to the fumes and HVAC in-operation, Disney representatives brought a negative air machine to Plaintiffs' guest room, in an effort to remove the toxic fumes. At this time, Plaintiff Gregory left his guest room and went to lunch.

15. Upon Plaintiff's return, he noticed the toxic fumes had not yet dissipated. Plaintiffs were relocated to another guest room at this time; however, Plaintiff Gregory had already sustained substantial injuries by the time they were relocated.

16. As a result of the incident, Plaintiff Gregory suffered severe and debilitating injuries.

COUNT I – NEGLIGENCE
Gregory A. Mihalko v. Defendants

17. The allegations contained in Paragraphs 1 through 16 are incorporated herein by reference as though fully set forth.

18. All of the resultant losses, damages and injuries sustained by Plaintiff were the direct and proximate result of Defendants' negligence, generally and in the following particulars:

- (a) In failing to employ reasonable skill in the performance of their duties;
- (b) In failing to warn Plaintiff of the dangers of the cement fumes when Defendants knew or should have known that guests of the Resort, such as Plaintiff, would not observe, appreciate, or fully understand the dangerous conditions associated with such use;
- (c) In failing to employ proper policies and practices when handling and/or using the toxic chemical;
- (d) In failing to provide an appropriate ventilation system to remove the toxic chemicals from Plaintiff's room;

- (e) Unreasonably exposing Plaintiff to the toxic fumes;
 - (f) In failing to mark or otherwise block access to the areas where the unreasonably dangerous condition existed;
 - (g) In failing to use reasonable prudence or care in maintaining Plaintiff's room at the Resort in a safe condition;
 - (h) In failing to inspect and/or discover the dangerous condition in Plaintiff's room at the Resort;
 - (i) In failing to exercise the judgment, care, and skill of reasonable persons under similar circumstances;
 - (j) In permitting Plaintiff's room at the Resort to remain in an unreasonably dangerous, unsuitable and unsafe condition, having actual and/or constructive notice of the dangers posed by the chemical;
 - (k) In failing to conduct reasonable inspection and/or testing, directly or through their employees, servants, agents or otherwise, that the subject cement was dangerous to persons exposed to the fumes;
 - (l) In failing to timely correct, remedy, repair, and/or eliminate the dangerous condition; and
 - (m) In conducting themselves in a negligent, careless and reckless manner.
-

19. As a direct and proximate result of the foregoing, Plaintiff contracted a demyelinating disease¹ and suffered severe, disabling, and painful personal injuries to bones, cartilages, ligaments, muscles, nerves and tissues of the body, including, but not limited to: severe scarring and disfigurement; severe spinal damage; damage to the nervous system;

¹ "Any condition that results in damage to the protective covering (myelin sheath) that surrounds nerve fibers in your brain and spinal cord. When the myelin sheath is damaged, nerve impulses slow or even stop, causing neurological problems." Jerry W. Swanson, *Demyelinating disease: What can you do about it?*, Mayo Clinic (June 30, 2017), (www.mayoclinic.org/diseases-conditions/multiple-sclerosis/expert-answers/demyelinating-disease/faq-20058521)

dizziness and headaches; shortness of breath; severe pain and suffering; burning of the eyes, nose and throat; and nervousness and shaking, all of which may be permanent.

20. As a direct and proximate result of the foregoing, Plaintiff has been required to spend various sums of money for medical treatment, and he will require further medical treatment at further cost.

21. As a further result of the negligence of Defendant, his agents, servants and/or employees, Plaintiff has been and will continue to be unable to perform his normal daily activities for all or some time in the future.

22. As a further result of the negligence of Defendant, his agents, servants and/or employees, Plaintiff has undergone severe physical pain and mental anguish, and he will continue to endure the same for an indefinite time in the future to his great detriment and loss.

23. As a further result of the negligence of Defendant, his agents, servants, and/or employees, Plaintiff suffered loss of past and future earnings and earning capacity.

WHEREFORE Plaintiff Gregory A. Mihalko demands judgment in his favor and against Defendants The Walt Disney Co. and Disney Vacation Development, Inc., jointly and severally in an excess of the jurisdictional limits of this Court, plus interests and costs.

COUNT II – LOSS OF CONSORTIUM
Mary Ann S. Mihalko v. Defendants

24. The allegations contained in Paragraphs 1 through 23 are incorporated herein by reference as though fully set forth.

25. As a result of the aforementioned injuries sustained by her husband, Plaintiff Mary Ann S. Mihalko has been and may in the future be deprived of the care,

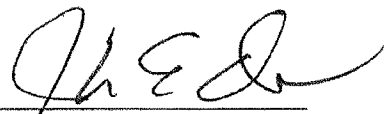
companionship, consortium and society of her husband, all of which will be to her great detriment, and claims is made therefore.

WHEREFORE Plaintiff Mary Ann S. Mihalko demands judgment in her favor and against Defendants The Walt Disney Co. and Disney Vacation Development, Inc., jointly and severally in an amount in excess of the jurisdictional limits of this Court.

Respectfully submitted,

QUINN LOGUE LLC

By:



John E. Quinn, Esquire
Counsel for Plaintiff

Date: May 30, 2019

Michael McGeever, Director, Department of Court Records

Simple Certified Mail

8/21/17, 2:13 PM

Quinn Logue LLC
Matthew Logue
200 1ST AVE FL 3
PITTSBURGH PA 15222-1512

US POSTAGE AND FEES PAID

FIRST-CLASS

Aug 21 2017

Mailed from ZIP 15222

1 oz First-Class Mail Letter

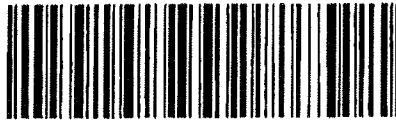
CID: 184301



endicia.com

071S00534813

USPS CERTIFIED MAIL



9414 8106 9994 5025 0336 79

Walt Disney Parks and Resorts U.S., Inc.
Manager/Agent
1375 E BUENA VISTA DR # 4
LAKE BUENA VISTA FL 32830-8402



FOLD ALONG THIS LINE

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PENNSYLVANIA

GREGORY A. MIHALKO and
MARY ANN MIHALKO,

Plaintiffs,

v.

DISNEY VACATION CLUB
MANAGEMENT CORP.; DISNEY
VACATION DEVELOPMENT, INC.;
DISNEY'S VERO BEACH RESORT;
and WALT DISNEY PARKS AND
RESORTS U.S., INC.

Defendants.

) CIVIL DIVISION

) No. GD-17-010946

) **AFFIDAVIT OF SERVICE ON**
) **DEFENDANT WALT DISNEY PARKS**
) **AND RESORTS U.S., INC.**

) Filed on behalf of Plaintiffs GREGORY A.
) MIHALKO and MARY ANN MIHALKO

) Counsel of Record for Plaintiffs:

) John E. Quinn, Esquire
) Pa. ID No. 23268

) Matthew T. Logue, Esquire
) Pa. ID No. 87416

) James R. Thornburg, Esquire
) Pa. ID. No. 309578

) QUINN LOGUE LLC
) 200 First Avenue, Third Floor
) Pittsburgh, PA 15222
) (412) 765-3800

) **ELECTRONICALLY FILED**

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PENNSYLVANIA

GREGORY A. MIHALKO and	)	CIVIL DIVISION
MARY ANN MIHALKO,)	
	)	No. GD-17-010946
Plaintiffs,)	
)	
v.)	
)	
DISNEY VACATION CLUB)	
MANAGEMENT CORP.; DISNEY)	
VACATION DEVELOPMENT, INC.;)	
DISNEY'S VERO BEACH RESORT;)	
and WALT DISNEY PARKS AND)	
RESORTS U.S., INC.)	
)	
Defendants.)	

AFFIDAVIT OF SERVICE ON
DEFENDANT WALT DISNEY PARKS AND RESORTS U.S., INC.

The undersigned is counsel of record for Plaintiff in the above-captioned matter. On August 21, 2017, said counsel caused to be transmitted, by a form of U.S. Postal Service Certified Mail delivery requiring a signed receipt, the Writ of Summons issued by the Department of Court Records for the above civil action to the following: Walt Disney Parks and Resorts U.S., Inc., 1375 East Buena Vista Drive #4, Lake Buena Vista, FL 32830-8402. A copy of said transmittal letter is attached as "Exhibit 1." Said counsel thereafter received, from the U.S. Postal Service, a Return Receipt indicating that the Writ of Summons was delivered and signed for on August 24, 2017 at 11:19 a.m. A copy of said Return Receipt is attached as "Exhibit 2."

The undersigned verifies that the statements made in this affidavit are true and correct to the best of my knowledge, information and belief. The undersigned understands that false statements made herein are subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.

Date: October 23, 2017

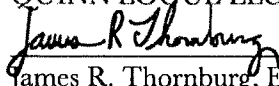
By: QUINN LOGUE LLC

James R. Thornburg, Esquire
Counsel for Plaintiff

Exhibit 1

Simple Certified Mail

8/21/17, 2:13 PM

Quinn Logue LLC
Matthew Logue
200 1ST AVE FL 3
PITTSBURGH PA 15222-1512

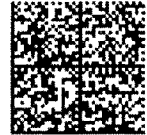
US POSTAGE AND FEES PAID

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1 oz First-Class Mail Letter

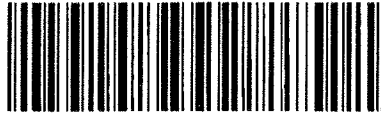


endicia.com

CID: 184301

071S00534813

USPS CERTIFIED MAIL



9414 8106 9994 5025 0336 79

Walt Disney Parks and Resorts U.S., Inc.
Manager/Agent
1375 E BUENA VISTA DR # 4
LAKE BUENA VISTA FL 32830-8402



FOLD ALONG THIS LINE

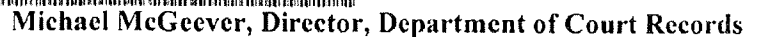


Exhibit 2




Date: October 19, 2017

James Thornburg:

The following is in response to your October 19, 2017 request for delivery information on your Certified Mail™/RRE item number 9414810699945025033679. The delivery record shows that this item was delivered on August 24, 2017 at 11:19 am in ORLANDO, FL 32836. The scanned image of the recipient information is provided below.

Signature of Recipient :

Signature	
Printed Name	T. Coomes

Address of Recipient :

Delivery Address	Dishev
------------------	--------

Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,
United States Postal Service

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PENNSYLVANIA

GREGORY A. MIHALKO and	)	CIVIL DIVISION
MARY ANN MIHALKO,)	
	)	No. GD-17-010946
Plaintiffs,)	
)	
v.)	
)	
DISNEY VACATION CLUB)	
MANAGEMENT CORP.; DISNEY)	
VACATION DEVELOPMENT, INC.;)	
DISNEY'S VERO BEACH RESORT;)	
and WALT DISNEY PARKS AND)	
RESORTS U.S., INC.)	
)	
Defendants.)	

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Affidavit of Service was served this date
on the following via First-Class U.S. Mail:

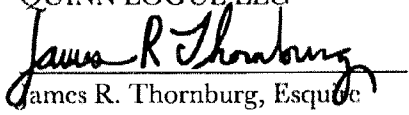
Disney Vacation Club Management Corp.
1390 Celebration Boulevard
Celebration, FL 34747-5166

Disney Vacation Development, Inc.
1390 Celebration Boulevard
Celebration, FL 34747-5166

Disney's Vero Beach Resort
9250 Island Grove Terrace
Vero Beach, FL 32963-4145

Walt Disney Parks and Resorts U.S., Inc.
1375 East Bucna Vista Drive #4
Lake Bucna Vista, FL 32830-8402

Date: October 23, 2017

By: 
QUINN LOGUE LLC
James R. Thornburg, Esquire
Counsel for Plaintiff

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PENNSYLVANIA

GREGORY A. MIHALKO and
MARY ANN MIHALKO,

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v.

DISNEY VACATION CLUB
MANAGEMENT CORP.; DISNEY
VACATION DEVELOPMENT, INC.;
DISNEY'S VERO BEACH RESORT;
and WALT DISNEY PARKS AND
RESORTS U.S., INC.

Defendants.

) CIVIL DIVISION

) No. GD-17-010946

) **AFFIDAVIT OF SERVICE ON**
) **DEFENDANT DISNEY VACATION**
) **CLUB MANAGEMENT CORP.**

) Filed on behalf of Plaintiffs GREGORY A.
) MIHALKO and MARY ANN MIHALKO

) Counsel of Record for Plaintiffs:

) John E. Quinn, Esquire
) Pa. ID No. 23268

) Matthew T. Logue, Esquire
) Pa. ID No. 87416

) James R. Thornburg, Esquire
) Pa. ID. No. 309578

) QUINN LOGUE LLC
) 200 First Avenue, Third Floor
) Pittsburgh, PA 15222
) (412) 765-3800

) **ELECTRONICALLY FILED**

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DISNEY'S VERO BEACH RESORT;)	
and WALT DISNEY PARKS AND)	
RESORTS U.S., INC.)	
)	
Defendants.)	

AFFIDAVIT OF SERVICE ON
DEFENDANT DISNEY VACATION CLUB MANAGEMENT CORP.

The undersigned is counsel of record for Plaintiff in the above-captioned matter. On August 21, 2017, said counsel caused to be transmitted, by a form of U.S. Postal Service Certified Mail delivery requiring a signed receipt, the Writ of Summons issued by the Department of Court Records for the above civil action to the following: Disney Vacation Club Management Corp., 1390 Celebration Boulevard, Celebration, FL 34747-5166. A copy of said transmittal letter is attached as "Exhibit 1." Said counsel thereafter received, from the U.S. Postal Service, a Return Receipt indicating that the Writ of Summons was delivered and signed for on August 24, 2017 at 12:51 p.m. A copy of said Return Receipt is attached as "Exhibit 2."

The undersigned verifies that the statements made in this affidavit are true and correct to the best of my knowledge, information and belief. The undersigned understands that false statements made herein are subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.

Date: October 23, 2017

By:

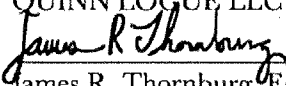
QUINN LOGUE LLC

James R. Thornburg, Esquire
Counsel for Plaintiff

Exhibit 1

Simple Certified Mail

8/21/17, 2:08 PM

Quinn Logue LLC
Matthew Logue
200 1ST AVE FL 3
PITTSBURGH PA 15222-1512

US POSTAGE AND FEES PAID

FIRST-CLASS

Aug 21 2017

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1 oz First-Class Mail Letter



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CID: 184301

071S00534813

USPS CERTIFIED MAIL



9414 8106 9994 5025 0335 63

Disney Vacation Club Management Corp.
Manager/Agent
1390 CELEBRATION BLVD
CELEBRATION FL 34747-5166



FOLD ALONG THIS LINE

Michael McGeever, Director, Department of Court Records

Exhibit 2

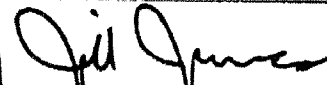


Date: October 19, 2017

James Thornburg:

The following is in response to your October 19, 2017 request for delivery information on your Certified Mail™/RRE item number 9414810699945025033563. The delivery record shows that this item was delivered on August 24, 2017 at 12:51 pm in KISSIMMEE, FL 34747. The scanned image of the recipient information is provided below.

Signature of Recipient :

Signature	
Printed Name	Jill Junco

Address of Recipient :

Delivery Address	1390 CELEBRATION BLVD
------------------	-----------------------

Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,
United States Postal Service

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MARY ANN MIHALKO,)	
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DISNEY'S VERO BEACH RESORT;)	
and WALT DISNEY PARKS AND)	
RESORTS U.S., INC.)	
)	
Defendants.)	

CERTIFICATE OF SERVICE

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1390 Celebration Boulevard
Celebration, FL 34747-5166

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Walt Disney Parks and Resorts U.S., Inc.
1375 East Buena Vista Drive #4
Lake Buena Vista, FL 32830-8402

Date: October 23, 2017

By: QUINN LOGUE LLC

James R. Thornburg, Esquire
Counsel for Plaintiff

IN THE COURT OF COMMON PLEAS
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GREGORY A. MIHALKO and
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DISNEY'S VERO BEACH RESORT;
and WALT DISNEY PARKS AND
RESORTS U.S., INC.

Defendants.

) CIVIL DIVISION

) No. GD-17-010946

) **AFFIDAVIT OF SERVICE ON**
) **DEFENDANT DISNEY VACATION**
) **DEVELOPMENT, INC.**

) Filed on behalf of Plaintiffs GREGORY A.
) MIHALKO and MARY ANN MIHALKO

) Counsel of Record for Plaintiffs:

) John E. Quinn, Esquire
) Pa. ID No. 23268

) Matthew T. Logue, Esquire
) Pa. ID No. 87416

) James R. Thornburg, Esquire
) Pa. ID. No. 309578

) QUINN LOGUE LLC
) 200 First Avenue, Third Floor
) Pittsburgh, PA 15222
) (412) 765-3800

) **ELECTRONICALLY FILED**

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GREGORY A. MIHALKO and)	CIVIL DIVISION
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)	
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MANAGEMENT CORP.; DISNEY)	
VACATION DEVELOPMENT, INC.;)	
DISNEY'S VERO BEACH RESORT;)	
and WALT DISNEY PARKS AND)	
RESORTS U.S., INC.)	
)	
Defendants.)	

AFFIDAVIT OF SERVICE ON
DEFENDANT DISNEY VACATION DEVELOPMENT, INC.

The undersigned is counsel of record for Plaintiff in the above-captioned matter. On October 19, 2017, said counsel caused to be transmitted, by a form of Federal Express delivery requiring a signed receipt, the Writ of Summons issued by the Department of Court Records for the above civil action to the following: Disney Vacation Development, Inc., 1390 Celebration Boulevard, Celebration, FL 34747-5166. A copy of said transmittal letter is attached as "Exhibit 1." Said counsel thereafter received, from Federal Express, proof of delivery indicating that the Writ of Summons was delivered and signed for on October 23, 2017 at 9:56 a.m. A copy of said proof of delivery is attached as "Exhibit 2."

The undersigned verifies that the statements made in this affidavit are true and correct to the best of my knowledge, information and belief. The undersigned understands that false statements made herein are subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.

Date: October 23, 2017

By:


QUINN LOGUE LLC

James R. Thornburg, Esquire
Counsel for Plaintiff

Exhibit 1

QUINN LOGUE LLC

200 FIRST AVENUE, THIRD FLOOR, PITTSBURGH, PA 15222

James R. Thornburg, Esquire
Email: james@quinnlogue.com

Phone: (412) 765-3800
Fax: (866) 480-4630

October 19, 2017

VIA FEDERAL EXPRESS (SIGNATURE REQUIRED)

Disney Vacation Development, Inc.
1390 Celebration Boulevard
Celebration, FL 34747-5166

Re: Mihalko v. Disney Vacation Club Management Corporation, et al.
Court of Common Pleas of Allegheny County, Pennsylvania
No. GD-17-010946

Dear Sir or Madam:

Enclosed please your service copy of the Writ of Summons issued in the above-captioned civil action.

Very truly yours,

QUINN LOGUE LLC


James R. Thornburg

Enclosure



Exhibit 2



October 23, 2017

Dear Customer:

The following is the proof-of-delivery for tracking number **770543312622**.

Delivery Information:

Status:	Delivered	Delivered to:	Receptionist/Front Desk
Signed for by:	K.MULLINAX	Delivery location:	1390 CELEBRATION BLVD CELEBRATION, FL 34747
Service type:	FedEx Express Saver	Delivery date:	Oct 23, 2017 09:56
Special Handling:	Deliver Weekday		
	Adult Signature Required		

A handwritten signature in black ink, appearing to be "K. Mullinax", written over a background of faint, repeating "FedEx" logos.

Shipping Information:

Tracking number:	770543312622	Ship date:	Oct 19, 2017
		Weight:	0.5 lbs/0.2 kg

Recipient:
Disney Vacation Development, Inc.
1390 Celebration Boulevard
CELEBRATION, FL 34747 US

Shipper:
James Thornburg, Esquire
Quinn Logue LLC
200 First Avenue
Third Floor
PITTSBURGH, PA 15222 US
Mihalko

Reference

Thank you for choosing FedEx.

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PENNSYLVANIA

GREGORY A. MIHALKO and	)	CIVIL DIVISION
MARY ANN MIHALKO,)	
	)	No. GD-17-010946
Plaintiffs,)	
)	
v.)	
)	
DISNEY VACATION CLUB)	
MANAGEMENT CORP.; DISNEY)	
VACATION DEVELOPMENT, INC.;)	
DISNEY'S VERO BEACH RESORT;)	
and WALT DISNEY PARKS AND)	
RESORTS U.S., INC.)	
)	
Defendants.)	

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Affidavit of Service was served this date
on the following via First-Class U.S. Mail:

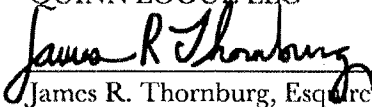
Disney Vacation Club Management Corp.
1390 Celebration Boulevard
Celebration, FL 34747-5166

Disney Vacation Development, Inc.
1390 Celebration Boulevard
Celebration, FL 34747-5166

Disney's Vero Beach Resort
9250 Island Grove Terrace
Vero Beach, FL 32963-4145

Walt Disney Parks and Resorts U.S., Inc.
1375 East Buena Vista Drive #4
Lake Buena Vista, FL 32830-8402

Date: October 23, 2017

QUINN LOGUE LLC
By: 
James R. Thornburg, Esquire
Counsel for Plaintiff

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PENNSYLVANIA

GREGORY A. MIHALKO and
MARY ANN MIHALKO,

Plaintiffs,

v.

DISNEY VACATION CLUB
MANAGEMENT CORP.; DISNEY
VACATION DEVELOPMENT, INC.;
DISNEY'S VERO BEACH RESORT;
and WALT DISNEY PARKS AND
RESORTS U.S., INC.

Defendants.

) CIVIL DIVISION

) No. GD-17-010946

) **AFFIDAVIT OF SERVICE ON**
) **DEFENDANT DISNEY'S VERO**
) **BEACH RESORT**

) Filed on behalf of Plaintiffs GREGORY A.
) MIHALKO and MARY ANN MIHALKO

) Counsel of Record for Plaintiffs:

) John E. Quinn, Esquire
) Pa. ID No. 23268

) Matthew T. Logue, Esquire
) Pa. ID No. 87416

) James R. Thornburg, Esquire
) Pa. ID. No. 309578

) QUINN LOGUE LLC
) 200 First Avenue, Third Floor
) Pittsburgh, PA 15222
) (412) 765-3800

) **ELECTRONICALLY FILED**

IN THE COURT OF COMMON PLEAS
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GREGORY A. MIHALKO and)	CIVIL DIVISION
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)	No. GD-17-010946
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)	
DISNEY VACATION CLUB)	
MANAGEMENT CORP.; DISNEY)	
VACATION DEVELOPMENT, INC.;)	
DISNEY'S VERO BEACH RESORT;)	
and WALT DISNEY PARKS AND)	
RESORTS U.S., INC.)	
)	
Defendants.)	

AFFIDAVIT OF SERVICE ON
DEFENDANT DISNEY'S VERO BEACH RESORT

The undersigned is counsel of record for Plaintiff in the above-captioned matter. On August 21, 2017, said counsel caused to be transmitted, by a form of U.S. Postal Service Certified Mail delivery requiring a signed receipt, the Writ of Summons issued by the Department of Court Records for the above civil action to the following: Disney's Vero Beach Resort, 9250 Island Grove Terrace, Vero Beach, FL 32963-4145. A copy of said transmittal letter is attached as "Exhibit 1." Said counsel thereafter received, from the U.S. Postal Service, a Return Receipt indicating that the Writ of Summons was delivered and signed for on August 24, 2017 at 11:23 a.m. A copy of said Return Receipt is attached as "Exhibit 2."

The undersigned verifies that the statements made in this affidavit are true and correct to the best of my knowledge, information and belief. The undersigned understands that false statements made herein are subject to the penalties of 18 Pa.C.S. § 4904, relating to unsworn falsification to authorities.

Date: October 23, 2017

By:

QUINN LOGUE LLC

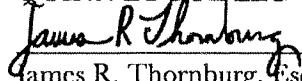

James R. Thornburg, Esquire
Counsel for Plaintiff

Exhibit 1

Simple Certified Mail

8/21/17, 2:04 PM

Quinn Logue LLC
Matthew Logue
200 1ST AVE FL 3
PITTSBURGH PA 15222-1512

US POSTAGE AND FEES PAID

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Aug 21 2017

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1 oz First Class Mail Letter

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USPS CERTIFIED MAIL



9414 8106 9994 5025 0334 88

Disney's Vero Beach Resort
Manager
9250 ISLAND GROVE TER
VERO BEACH FL 32963-4145



FOLD ALONG THIS LINE

Michael McGeever, Director, Department of Court Records

Exhibit 2



Date: October 18, 2017

James Thornburg:

The following is in response to your October 18, 2017 request for delivery information on your Certified Mail™/RRE item number 9414810699945025033488. The delivery record shows that this item was delivered on August 24, 2017 at 11:23 am in VERO BEACH, FL 32963. The scanned image of the recipient information is provided below.

Signature of Recipient :

Signature	<i>Bonnie Farrah</i>
Printed Name	Bonnie Farrah

Address of Recipient :

Delivery Address	9250 Island Grove
------------------	-------------------

Thank you for selecting the Postal Service for your mailing needs.

If you require additional assistance, please contact your local Post Office or postal representative.

Sincerely,
United States Postal Service

IN THE COURT OF COMMON PLEAS
OF ALLEGHENY COUNTY, PENNSYLVANIA

GREGORY A. MIHALKO and)	CIVIL DIVISION
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1375 East Buena Vista Drive #4
Lake Buena Vista, FL 32830-8402

Date: October 23, 2017

By: 
QUINN LOGUE LLC
James R. Thornburg, Esquire
Counsel for Plaintiff